

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

R.C. Meier

Serial No.: 10/762,746

Filed: January 22, 2004

Examiner: B.A. Zimmerman

Group Art Unit: 2635

For: REDUNDANT RADIO FREQUENCY
NETWORK HAVING A ROAMING
TERMINAL COMMUNICATION
PROTOCOL

Confirmation No.: 5595

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is
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on March 5, 2007.

/Shawn L. Peterson/
Shawn L. Peterson
Reg. No. 44,286

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Attached to this electronic submission are the following:

- A completed PTO/SB/08A which has one (1) page.
- A copy of each printed reference listed in the PTO/SB/08A form is attached. Applicants, however, have not submitted U.S. Patents or other references previously provided to or by the PTO in this application. Thirteen (13) references are attached.

FEE DETERMINATION AND PAYMENT

A fee of \$180.00 is due because:

- The first Office action on the merits has been received by applicant(s).

- Applicant(s) believe(s) that this statement and attachments are being filed before any final action has been mailed by the PTO; before a notice of allowance has issued; and prior to any other action that would close prosecution in the application. The basis of this belief is that no final action, no notice of allowance, and no other action that would close prosecution of the application appear to have been received by the undersigned to date.

The Commissioner is hereby authorized to charge any fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

REQUEST FOR CONSIDERATION

This paper and attachments are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

The owner of record of the present application, Broadcom Corporation, is currently involved in a patent infringement action with Qualcomm, Inc., Civil Action No. 05-1392, pending in the Southern District of California.

The references being submitted have been either cited, produced or relied upon by Qualcomm thus far during the above-mentioned lawsuit and/or investigation. This submission is in no way intended as an admission that the submitted references constitute prior art under any subsection of 35 U.S.C. §102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

Respectfully submitted,

Date: March 5, 2007

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Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	10/762,746
		Filing Date	January 22, 2004
		First Named Inventor	R.C. Meier
		Group Art Unit	2635
		Examiner Name	B.A. Zimmerman
Attorney Docket Number	14420US02		
Sheet	1	of	1

OTHER ART -- NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	C28	Claim Construction Order for U.S. Patent No. 6,714,559
	C29	BACKES, "Spanning Tree Bridges, Transparent Bridges for Interconnection of IEEE 802 LANS", IEEE Network, Vol. 2, No. 1, 01/1988
	C30	HUANG et al., "Throughput Analysis And Protocol Design For CSMA and BTMA Protocols Under Noisy Environments", IEEE Proceedings-I, Vol. 139, No. 3, 06/1992
	C31	JOHNSON, "Thoughts on an Adaptive Link Level Protocol"
	C32	KIESEL et al., "A New CSMA-CD Protocol for Local Area Networks with Dynamic Priorities and Low Collision Probability", IEEE Journal on Selected Areas in Communications, Vol. SAC-1, No. 5, 11/1983
	C33	KLEINROCK et al., "Spatial Reuse in Multihop Packet Radio Networks", Proceedings of the IEEE, Vol. 75, No. 1, 01/1987
	C34	MARSAN et al., "Multichannel Local Area Network Protocols", IEEE Journal on Selected Areas in Communications, Vol. SAC-1, No. 5, 11/1983
	C35	ONUNGA et al., "Performance Analysis of CSMA with Priority Acknowledgments (CSMA/PA) on Noisy Data Networks with Finite User Population", IEEE Transactions on Communications, Vol. 29, No. 7, 07/1991
	C36	PURSLEY, "The Role of Spread Spectrum in Packet Radio Networks", Proceedings of the IEEE, Vol. 75, No. 1, 01/1987
	C37	TAKAGI et al., "Throughput Analysis for Persistent CSMA Systems", IEEE Transactions on Communications, Vol. Com-33, No. 7, 07/1985
	C38	TSAO, "A Local Area Network Architecture Overview, Defining LAN Environments and User Needs", IEEE Communications Magazine Vol. 22, No. 8, 08/1984
	C39	Yang, Yaling and Kravets, Robin, "Contention-Aware Admission Control for Ad Hoc Networks", IEEE Transactions on Mobile Computing, Vol. 4, No. 4, 07/2005-08/2005
	C40	December 12, 2005 Case Management Order in Qualcomm Inc. v. Broadcom Corp., 05-cv-1392 B (BLM)

EXAMINER SIGNATURE	DATE CONSIDERED
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard St. 16 if possible.

⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1800-786-9199) and select option 2.